

**REMARKS/ARGUMENTS**

Claims 1-2 are currently pending in this application. Claims 1 and 2 have been provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims in U.S. Patent Application No. 09/826,464. A Terminal Disclaimer is submitted herewith to overcome the obviousness-type double patenting rejection. The withdrawal of the obviousness-type double patenting rejection is respectfully requested.

Claims 1 and 2 stand rejected under § 102 as being anticipated by Oksala (U.S. Patent 6,477,151). This rejection is respectfully traversed.

The pending claims specify a method and apparatus for effectuating timing adjustments employing a Connect Frame Number (CFN). For example, claim 1 specifies:

receiving communication data from a BS within system time frames including a TA signal which include TA data **and a Connect Frame Number (CFN) specifying a specific frame for effectuating a timing adjustment;** and

adjusting the timing of uplink transmissions of the MT in response to TA data in the received TA signal **commencing in the time frame specified in the CFN of the received TA signal.**  
(emphasis added)

Oksala '151 is distinguishable since Oksala '151 only identifies a slot number within the frame structure in which a TAV (timing advance value) is to be transmitted. The Oksala TAV is equivalent to the TA data specified by the pending claims. Oksala '151 does not disclose or suggest transmitting a Connect Frame

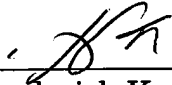
**Applicant:** Stephen E. Terry  
**Application No.:** 10/082,844

Number (CFN) with the TAV so that the timing adjustment is then implemented in a specific frame, i.e. the frame specified by the CFN. In Oksala '151, there is no communication between the stations as to when a timing advance is implemented; there is only communication as to where in a frame structure TAVs are to be sent. Accordingly, withdrawal of the rejection of claims 1 and 2 over Oksala '151 is respectfully requested.

In view of the foregoing remarks and the submission of an appropriate terminal disclaimer, Applicants respectfully submit that the present application, including claims 1-2, is in condition for allowance and a notice to that effect is respectfully requested.

Respectfully submitted,

Stephen E. Terry

By   
C. Frederick Koenig III  
Registration No. 29,662

Volpe and Koenig, P.C.  
United Plaza, Suite 1600  
30 South 17th Street  
Philadelphia, PA 19103  
Telephone: (215) 568-6400  
Facsimile: (215) 568-6499

CFK/djw  
Enclosure